

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

IN RE: ORAL PHENYLEPHRINE  
MARKETING AND SALES PRACTICES LITIGATION Plaintiff(s),  
Defendant(s).

1:23-md-03089-BMC

**AFFIDAVIT IN SUPPORT OF  
MOTION TO ADMIT COUNSEL  
*PRO HAC VICE***

I, Daniel R. Schwartz, being duly sworn, hereby depose and say as follows:

1. I am a(n) Associate with the law firm of DiCello Levitt LLP.
  2. I submit this affidavit in support of my motion for admission to practice *pro hac vice* in the above-captioned matter.
  3. As shown in the Certificate(s) of Good Standing annexed hereto, I am a member in good standing of the bar of the state(s) of New York and Illinois.
  4. There are no pending disciplinary proceedings against me in any state or federal court True.
  5. I Have not been convicted of a felony. If you have, please describe facts and circumstances.
  
  6. I Have not been censured, suspended, disbarred or denied admission or readmission by any court. If you have, please describe facts and circumstances.
  
  7. Attorney Registration Number(s) if applicable: 5406012  
Wherefore, your affiant respectfully submits that s/he be permitted to appear as counsel and advocate *pro hac vice* in case 1:23-md-03089 for Plaintiff Erin Barton.

Date \_\_\_\_\_



Joseph T. Frate  
Attorney at Law  
Notary Public, State of Ohio  
My Commission Has No Expiration Date  
Sec 147.03 RC

**Signature of Movant**  
**Firm Name** DiCello Levitt LLP  
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Chicago, Illinois 60602  
**Email** dschwartz@dicellevitt.com  
**Phone** (312) 214-7900